

IN THE COURT OF APPEALS OF THE STATE OF MISSISSIPPI**WENDELL HAYES****APPELLANT****VS.****NO. 2015-CP-01137-COA****STATE OF MISSISSIPPI****APPELLEE****MOTION TO RE-SET BRIEFING SCHEDULE**

COMES NOW Appellee, through undersigned counsel, and moves this Court to re-set and reissue the briefing schedule in the above-styled and numbered cause and would show that:

I.

On February 18, 2016, the State of Mississippi received the Appellant's brief in the above matter. Please see attached Exhibit A showing the date of receipt. The Clerk's Office issued a Notice of receipt of Appellant's brief on February 19, 2016. The State of Mississippi was not aware of the Appellant's brief until February 18, 2016. The due date for Appellee's brief would be March 21, 2016 based upon the date of receipt of Appellant's brief.

II.

Counsel respectfully requests that the briefing schedule be re-set and reissued based upon the State's receipt of Appellant's brief and notice of the Court on February 19, 2016.

WHEREFORE, PREMISES CONSIDERED, Appellee respectfully moves this Court to re-set and reissue the Briefing Schedule with the Appellee's brief to be filed on or before March 21, 2016.

Respectfully submitted,

JIM HOOD, ATTORNEY GENERAL

BY: /s/ Abbie E. Koonce
ABBIE E. KOONCE
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CERTIFICATE OF SERVICE

I, ABBIE E. KOONCE, hereby certify that on this day I electronically filed the foregoing pleading or other paper with the Clerk of the Court using the MEC system which sent notification of such filing to the following:

Further, I hereby certify that I have mailed by United States Postal Service the document to the following non-MEC participants:

Wendell Hayes, Pro Se, #46053
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This the 14th day of March, 2016.

/s/ Abbie E. Koonce
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FEB 11 2016

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EXHIBIT

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